

To: McGrath, Shaun[McGrath.Shaun@epa.gov]
Cc: Daly, Carl[Daly.Carl@epa.gov]; Fallon, Gail[fallon.gail@epa.gov]
From: Morales, Monica
Sent: Wed 6/19/2013 4:41:48 PM
Subject: FW: your urgent request FW: Call with the WY DEQ Re: Regional Haze Public Hearing

Shaun – FYI. The Air Program sent this to HQ’s per the Governor Mead letter email that Anthony Raia just sent.

Monica S. Morales

Acting Director

State Partnerships & Sustainable Practices Program (8P-SA)

U.S. EPA Region 8

1595 Wynkoop Street

Denver, Colorado 80202-1129

Phone: (303) 312-6936

morales.monica@epa.gov

From: Fallon, Gail
Sent: Wednesday, June 19, 2013 10:39 AM
To: Morales, Monica; Raia, Anthony
Cc: Daly, Carl
Subject: Re: your urgent request FW: Call with the WY DEQ Re: Regional Haze Public Hearing

Monica and Anthony,

Below provides additional information that should be sufficient. Let us know if you still have questions. I wasn’t sure if it was necessary to copy Shaun on this note.

Gail Fallon

Environmental Engineer

Air Quality Planning Unit

US EPA, Region 8

Denver, CO

(303) 312-6281

From: Daly, Carl

Sent: Tuesday, June 18, 2013 3:03 PM

To: McCabe, Janet; McGrath, Shaun; Watchman-Moore, Derrith; Fallon, Gail; Dygowski, Laurel; Ward, W. Robert; Logan, Paul; Laumann, Sara; Rupp, Mark; Videtich, Callie; Cantor, Howard; Lorang, Phil; Fells, Sandy; Mylott, Richard

Subject: Call with the WY DEQ Re: Regional Haze Public Hearing

Meeting Notes

Shaun McGrath and Carl Daly had a phone conversation on 6/18/13 at 8:30 with Todd Parfit and Steve Dietrich of the WY DEQ to discuss the letters received from the WY Governor, the WY DEQ, and the WY Congressional delegation that requested EPA re-schedule the public hearing on EPA's proposed WY Regional Haze action.

Shaun provided the WY DEQ the following response to their requests:

EPA could hold additional public hearing(s) during the week of 7/15 or 7/22, the exact date(s) and location(s) would be worked out with the DEQ. EPA could hold one or two hearings during those weeks. EPA would also extend the comment period 30 days from the last hearing. Due to time constraints in cancelling, EPA would proceed with the already scheduled 6/24 hearing.

The WY DEQ responded that they would need to consult with their Governor's office and would get back to us quickly. DEQ also noted that hearings in July would only extend the comment period date by about 12 days.

Shaun noted to the DEQ the deadline constraints that EPA is under to take final action by 11/21/13. So a 60 day extension of the hearing date (and as a result a 60 day extension of the comment period), as requested by WY, would not leave EPA enough time to prepare a final action by the 11/21 deadline.

The WY DEQ asked why EPA could not obtain another extension of the deadline, as had been done several times before. We replied that litigants would need to agree to any extension and we expect that the litigants would be unlikely to agree. The DEQ offered that the Governor's office may ask for more information on a possible deadline extension.

The DEQ offered general concerns about EPA working with litigants to set deadlines without consulting with affected states. The DEQ also expressed the concern that EPA had negotiated the re-proposed action with the litigants, and considered the litigants comments on the initial proposal and ignored WY's comments.

We noted to DEQ that as the comment period was currently open, we could not have substantive discussions with DEQ on issues related to the proposed action, but WY could provide their comments for our consideration.

Carl Daly

303-312-6416